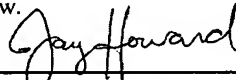


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: David S. Ruch and Richard M. Bryant
Date Filed: November 13, 2003
Title: **APPARATUS AND METHOD FOR
MAINTAINING BONES IN A HEALING
POSITION**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this Information Disclosure Statement is being deposited with the United States Postal Service as Express Mail No. EV334588938US addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.


Jay Howard

November 13 2003
Date

Dear Sir:

INFORMATION DISCLOSURE STATEMENT

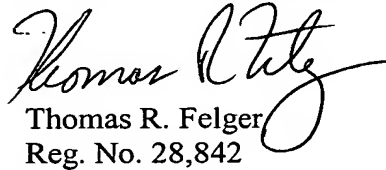
Applicants respectfully request, pursuant to 37 C.F.R. §§1.56, 1.97 and 1.98, that the references listed on the attached PTO-1449 form be considered and cited in the examination of the above-identified application. Since the present Application was filed after June 30, 2003, a copy of any U.S. Patent and any U.S. Patent Application Publication cited on the attached PTO Form 1449 are not being submitted with this Information Disclosure Statement pursuant to the July 11, 2003 waiver of 37 C.F.R. §1.98(A)(2)(i) by the U.S. Patent and Trademark Office.

Furthermore, pursuant to 37 C.F.R. §§1.97(g) and (h), no representation is made that these references are material to the patentability of the present application.

Applicants believe no fees are due for this Information Disclosure Statement, however, the Commissioner is hereby authorized to charge any fees to Deposit Account No. 02-0384 of Baker Botts L.L.P. in order to effectuate this filing.

Respectfully submitted,

BAKER BOTTS L.L.P.
Attorneys for Applicants


Thomas R. Felger
Reg. No. 28,842

Date: 13 NOV 2003

Correspondence Address:

At Customer No. **05073**

Baker Botts L.L.P.
2001 Ross Avenue, Suite 600
Dallas, Texas 75201-2980
Telephone: 512.322.2599
Facsimile: 512.322.8305

449

**Information Disclosure Citation
in an Application**

Application No.

Unassigned

Applicant(s)

David S. Ruch et al.

Docket Number

090928.A197

Group Art Unit

Unassigned

Filing Date

November 13, 2003

U.S. PATENT DOCUMENTS

		DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
	A.	4988349	1/29/91	Pennig	606	58	7/16/90
	B.	5372597	12/13/94	Hotchkiss et al.	606	56	5/12/93
	C.	5437667	8/1/95	Papierski et al.	606	55	6/7/94
	D.	6010501	1/4/00	Raskin et al.	606	54	12/15/97
	E.	6056748	5/2/00	Weiner	606	55	2/20/98
	F.	6283964	9/4/01	Weiner	606	55	7/7/99
	G.						
	H.						
	I.						
	J.						
	K.						
	L.						

FOREIGN PATENT DOCUMENTS

		DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	M.							
	N.							
	O.							
	P.							

NON-PATENT DOCUMENTS

		DOCUMENT (Including Author, Title, Source, and Pertinent Pages)	DATE
	Q.		
	R.		
	S.		
	T.		

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.